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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CARLA PERKINS,

Case No. C04-5197 JCS

Plaintiff(s),

v.

ROTECH HEALTHCARE INC.,

Defendant(s).

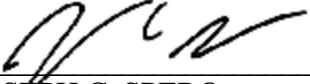
**ORDER DENYING DEFENDANT
ROTECH HEALTHCARE'S MOTION TO
VACATE ORDER REFERRING CASE
FOR FURTHER SETTLEMENT
CONFERENCE [Docket No. 71]**

On December 1, 2005, Defendant Rotech Healthcare filed a Motion to Vacate Order Referring Case for Further Settlement Conference (the "Motion").

IT IS HEREBY ORDERED that the Motion is DENIED.

IT IS SO ORDERED.

Dated: December 6, 2005


JOSEPH C. SPERO
United States Magistrate Judge